

REFERENCE TITLE: ADOT records; technical correction

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

# **SB 1005**

Introduced by  
Senator Bee

AN ACT

AMENDING SECTION 28-440, ARIZONA REVISED STATUTES; RELATING TO DEPARTMENT OF TRANSPORTATION RECORDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 28-440, Arizona Revised Statutes, is amended to  
3 read:

4           **28-440. Definitions**

5       In this article, unless the context otherwise requires:

6       1. "Bulk records" means multiple records that are retrieved  
7 collectively from the department's database as a result of a single request.  
8 Bulk records does not include retrieving one record at a time from a single  
9 request.

10      2. "Duplicate" means a counterpart produced by any of the following:

- 11       (a) The same impression or from the same matrix as the original.
- 12       (b) Means of photography, including enlargements and miniatures.
- 13       (c) Mechanical or electronic rerecording.
- 14       (d) Chemical reproduction.

15       (e) Any other equivalent technique that accurately reproduces the  
16 original.

17       3. "Electronic signature" means an electronic sound, symbol or process  
18 attached to or logically associated with a document and executed or adopted  
19 by a person with the intent to sign the document.

20       4. "Express consent" means consent in writing, including consent that  
21 is conveyed electronically and that bears an electronic signature.

22       5. "Highly restricted personal information" means an individual's  
23 photograph or image, social security number and medical or disability  
24 information.

25       6. "Insurance support organization" has the same meaning prescribed in  
26 section 20-2102.

27       7. "Medical or disability information" means a restriction or medical  
28 code placed on a person's motor vehicle record pursuant to section 28-3159,  
29 subsection A, paragraph 1 or section 28-3167.

30       8. "Motor vehicle record" means any record that pertains to a driver  
31 license or permit, vehicle registration, vehicle title or identification  
32 document issued by the department or its duly authorized third parties,  
33 agents or contractors that are authorized to issue any of those documents.

34       9. "Opt in" means a customer of the department has provided express  
35 consent to the department to allow the release of the customer's personal  
36 information, including highly restricted personal information, in a form  
37 prescribed by the director.

38       10. "Original":

39           (a) Of a record means the record itself or any counterpart intended to  
40 have the same effect by the person executing or issuing it.

41           (b) Of a photograph means the negative or a print from the negative.

42           (c) Of data stored in a computer or similar device means a printout or  
43 other output that is readable by sight and that is shown to reflect the data  
44 accurately.

1       11. "Personal information" means information that identifies an  
2 individual, ~~— AND~~ that includes an individual's photograph, social security  
3 number, driver identification number, name, address, telephone number and  
4 medical or disability information. Personal information does not include an  
5 individual's five digit zip code and information about vehicular accidents,  
6 driving violations and driver status.

7       12. "Photographs" includes still photographs, x-ray films, videotapes,  
8 motion pictures and digitized electronic images.

9       13. "Records" has the same meaning prescribed in section 41-1350.

10      14. "Vehicle history report" means a report that is developed to track  
11 the registration and total loss history of a particular vehicle and includes  
12 odometer readings and brand codes, title brand codes and any related vehicle  
13 data. Vehicle history report does not include names and addresses.